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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/935,668	08/24/2001	Yasushige Nakamura	011071	1050

23850 7590 10/14/2003

ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP
1725 K STREET, NW
SUITE 1000
WASHINGTON, DC 20006

EXAMINER

NOTE, JANIS L

ART UNIT	PAPER NUMBER
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1756

DATE MAILED: 10/14/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/935,668	8/24/01	NAKAMURA et al.	011071

EXAMINER	
J. DOTE	
ART UNIT	PAPER NUMBER
1756	15

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application
Commissioner of Patents

The amendment document filed in Paper No. 12 on Aug. 11, 2003, is considered to be non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003. (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction to the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), in this case the entire "Amendments to the claims" section of applicant's amendment document must be resubmitted. 37 CFR 1.12(h).

The amendments to the claims inadvertently presented originally filed dependent claim 5, which is not present in the instant application. Originally filed claim 5 was previously amended in Paper No. 5, filed on Jul. 8, 2002.

Since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of **ONE (1) MONTH** from the mailing date of this notice within which to re-submit the corrected "amendments to the claims" which comply with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Application/Control Number: 09/935,668
Art Unit: 1756

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Janis L. Dote whose telephone number is (703) 308-3625. The examiner can normally be reached Monday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Mark Huff, can be reached on (703) 308-2464. The central fax phone number is (703) 872-9306.

Any inquiry of papers not received regarding this communication or earlier communications should be directed to Supervisory Application Examiner Ms. Palestine Jenkins, whose telephone number is (703) 308-3521.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0661.

JLD
October 12, 2003

Janis L. Dote
JANIS L. DOTE
PRIMARY EXAMINER
GROUP 1500
1700